

RIGHT NUMBER: 29-2174

NAME AND ADDRESS: BONNIE H SIMMONS
3005 E CHAUCER PL
SALT LAKE CITY UT 84108

RICHARD N HARTVIGSEN
1023 E MILLSTREAM WAY
BOUNTIFUL UT 84010

M KIP HARTVIGSEN
137 MILL HOLLOW RD
REXBURG ID 83440

LOIS H MORRILL
1118 10TH ST
OGDEN UT 84404

REED & DORIS HARTVIGSEN FAMILY TRUST
649 E CENTER ST
BOUNTIFUL UT 84010

SOURCE: ASPEN CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 0.56 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.50 CFS. COMBINED RIGHT NOS.: 29-02174,
29-02176, 29-11182

PRIORITY DATE: 02/16/1914

POINT OF DIVERSION:

T12S R37E S27 SWSSEW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.560 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County

T12S R37E S27	SWNW	11.0	T12S R37E S27	NESW	6.0
T12S R37E S27	NWSW	16.0	T12S R37E S27	SESW	4.0
T12S R37E S28	SENE	28.0	T12S R37E S28	NESE	13.0

78 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 78 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-02174, 29-02176, 29-11182

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 20 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

02/18/2003

NOTICE OF ERROR
REPLY

Done

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 21, 2003

Water right number: 29-2174

BONNIE H SIMMONS *Note Bonne*
3005 E CHAUCER PL
SALT LAKE CITY UT 84108
Telephone Number: (801)581-0930

RICHARD N HARTVIGSEN
1023 E MILLSTREAM WAY
BOUNTIFUL UT 84010
Telephone Number: (801)299-1771

M KIP HARTVIGSEN
137 MILL HOLLOW RD
REXBURG ID 83440
Telephone Number: (208)356-0568

LOIS H MORRILL
1118 10TH ST
OGDEN UT 84404
Telephone Number: (801)392-4112

REED & DORIS HARTVIGSEN FAMILY TRUST
649 E CENTER ST
BOUNTIFUL UT 84010
Telephone Number: (801)295-0844

RECEIVED
APR 17 2003
Department of Water Resources
Eastern Region

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 4/8/03

SIGNATURE: *Bonnie H. Simmons*

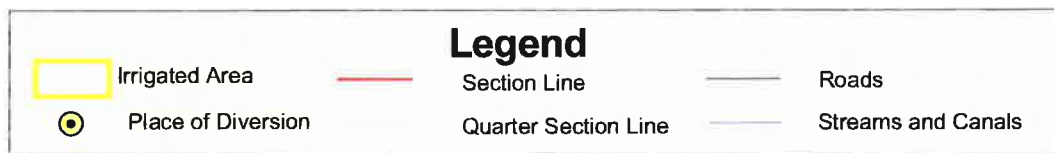
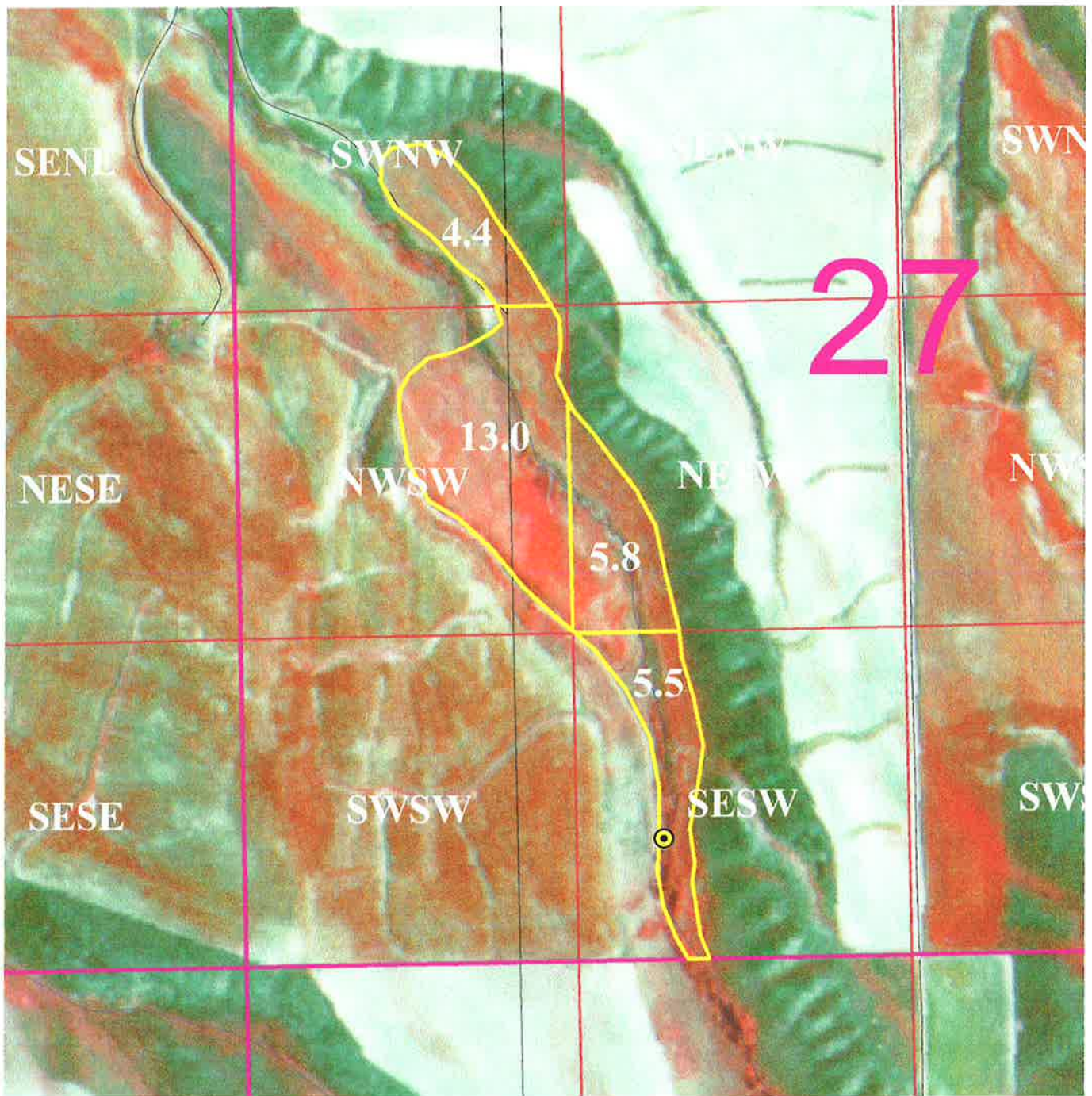
Please print your name: Bonnie H. Simmons

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

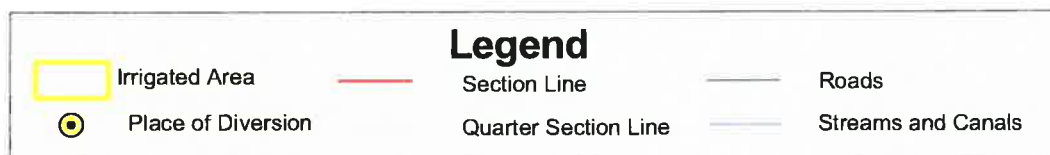
FILED

SCANNED
DEC 30 2005

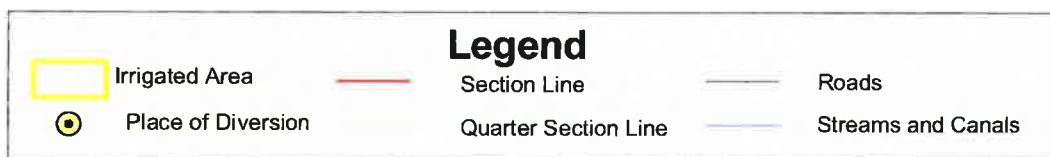
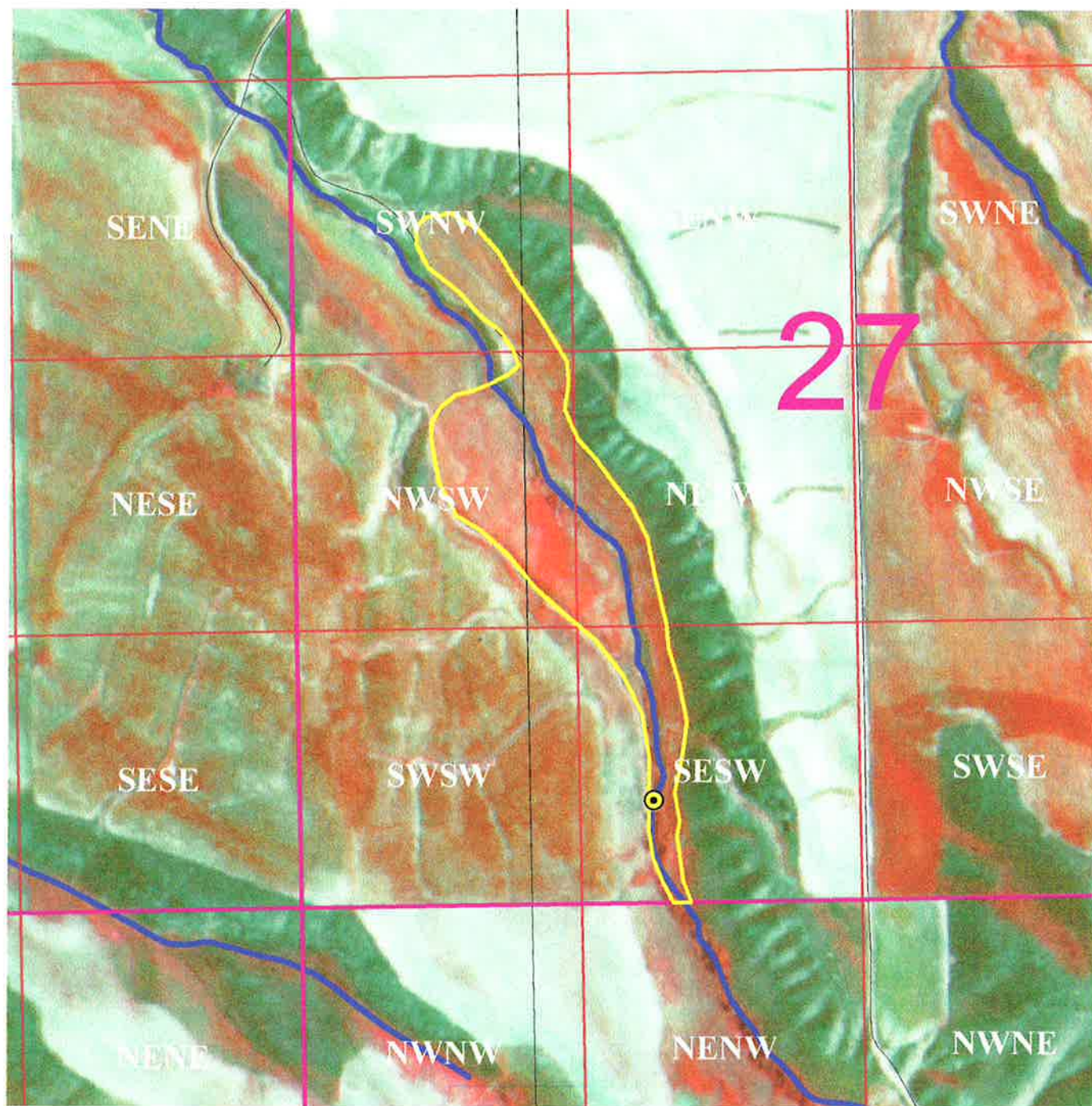
Township , 12S37E



Township , 12S37E



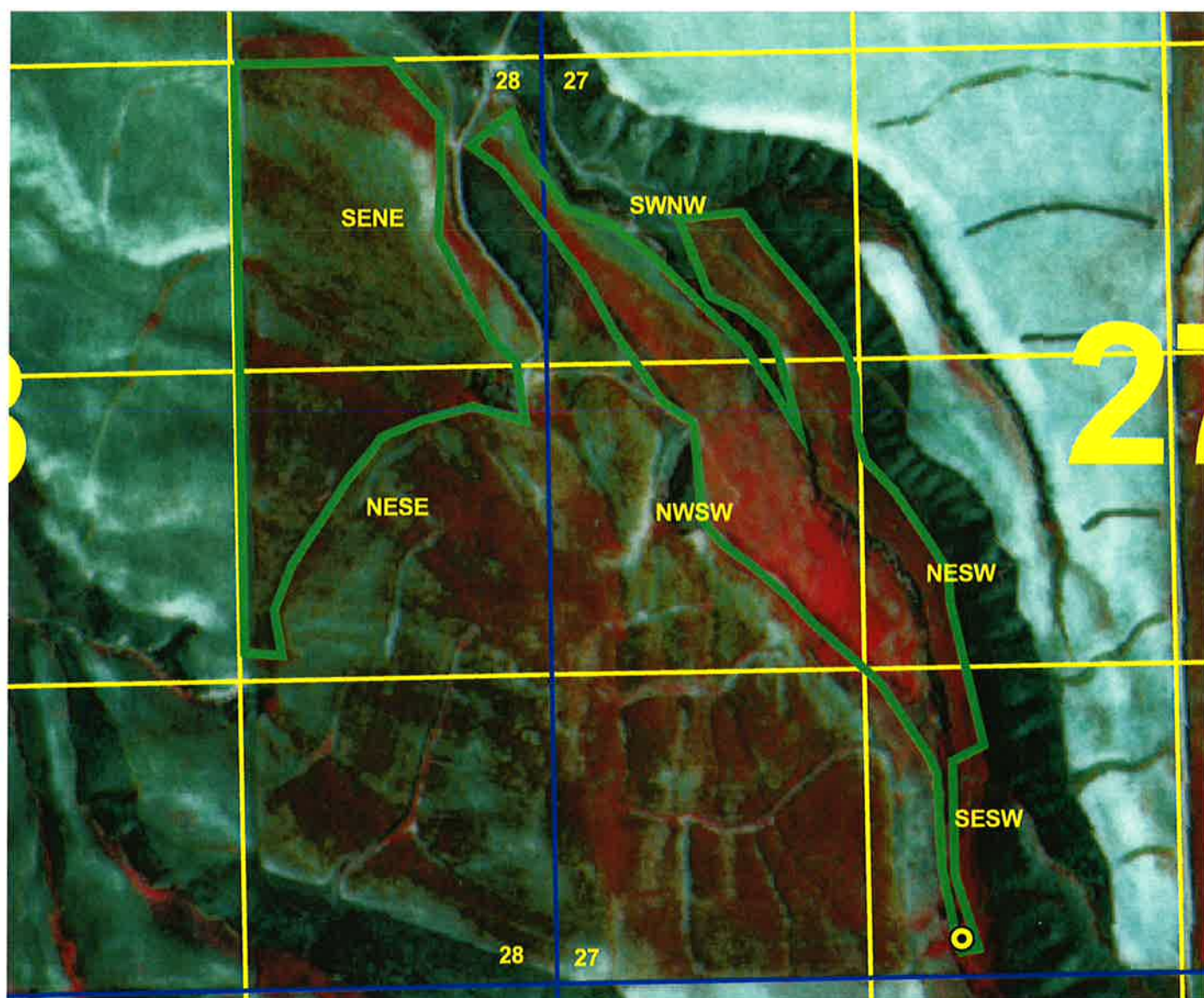
Township , 12S37E



IDAHO DEPARTMENT OF WATER RESOURCES

29-02174, 29-02176, 29-11182

T12S, R37E SEC 27, 28



ACRES IRRIGATED- 78



POINT OF DIVERSION



PLACE OF USE

PROFILED

SCANNED

GIS: PLACE OF USE

POINT OF DIVERSION

1987/1988 NAPP PHOTOS

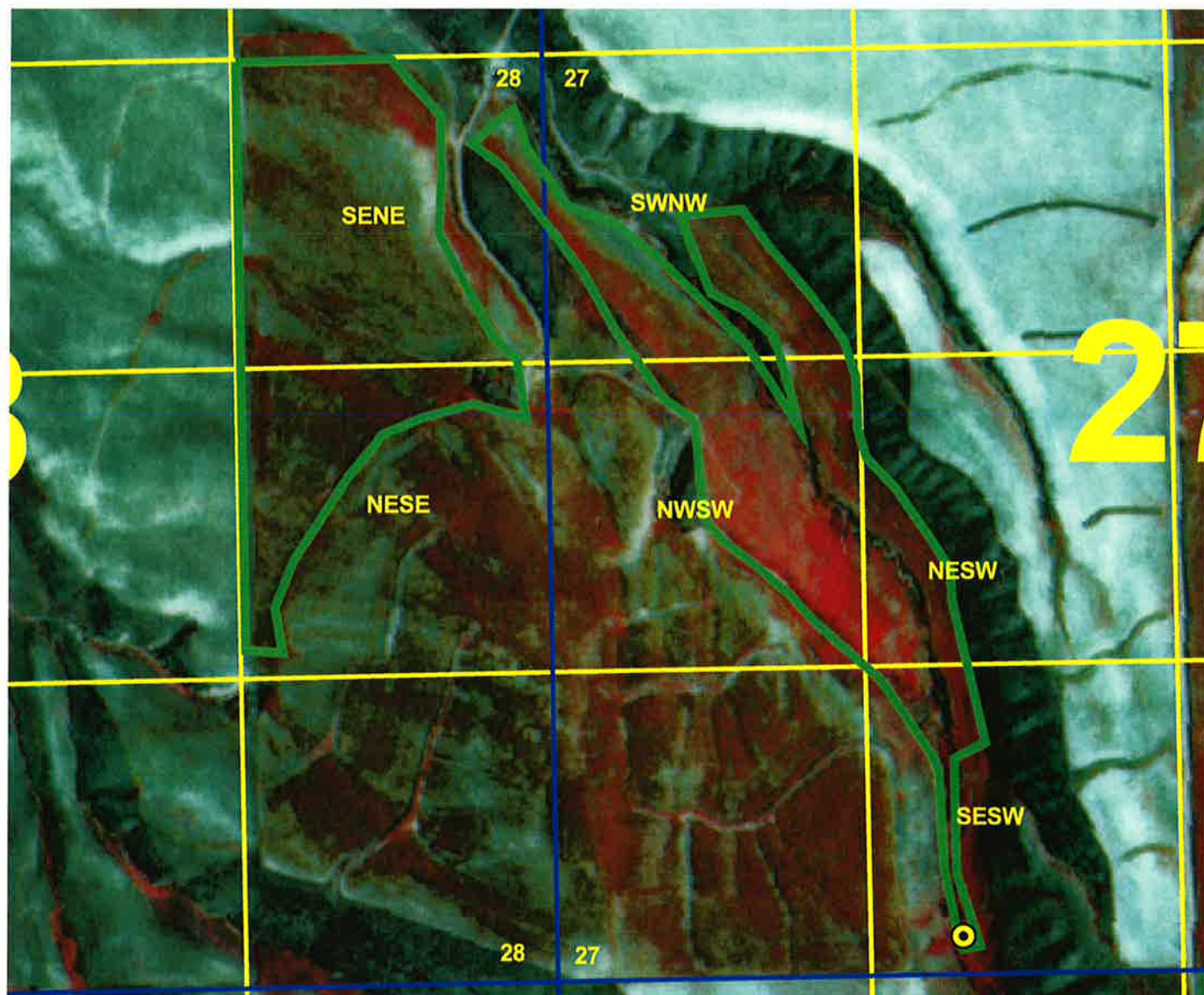
DAVE CARLSON

DEC 30 1997

IDAHO DEPARTMENT OF WATER RESOURCES

29-02174, 29-02176, 29-11182

T12S, R37E SEC 27, 28



ACRES IRRIGATED- 78



POINT OF DIVERSION



PLACE OF USE

**GIS: PLACE OF USE
POINT OF DIVERSION
1987/1988 NAPP PHOTOS
DAVE CARLSON**

SCANNED

MAY 31 2001

Log for claim A29-02174

Spatial Dynamics TWB

5/16/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
12s37e	27	SWNW	3	4.4	
12s37e	27	NESW	5	5.8	
12s37e	27	NWSW	8	13	
12s37e	27	SESW	3	5.5	
Totals:			19	28.7	

STATE OF IDAHO

Water License No. 10034

WHEREAS, On the 16th day of February, A. D. 1914,
Rastus Bloxham

of Downey, County of Bannock, State of Idaho, duly made application
(No. 14843) to me for a permit to use 1/18 of 1 cubic foot per second from each of
two springs and 8/18 of 1 cubic foot per second from Quakenasp Creek,

County of Bannock, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 13th day of March, A. D. 1914, Permit No. 10034 was issued
to said applicant for the diversion of said water and providing for the completion of the works of diversion
therein described on or before the 13th day of September, A. D. 1914, and for the application to ben-
eficial use of said water on or before the 13th day of September A. D. 1914 and,

WHEREAS, On the 3rd day of July, A. D. 1914,
Rastus Bloxham

the holder of said permit, duly made proof of the completion of adequate works for the diversion of
10/18 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 10034
dated July 28, 1914, confirming the completion of works of sufficient capacity for diverting and
conveying to the place of intended use 10/18 of 1 cubic foot per second of water,
with date of priority of February 16, 1914, and

WHEREAS, On the 3rd day of July, A. D. 1914,
Rastus Bloxham

the holder of said permit, duly made proof of the application to beneficial use of 10/18 of 1 cubic
foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I
hereby grant and confirm to Rastus Bloxham

of Downey, County of Bannock, State of Idaho, the holder and owner
of said Permit No. 10034, a perpetual right, dating from February 16, 1914
to the use of 10/18 of 1 cubic foot per second of water, divided as follows, to-wit:
1/18 of 1 cubic foot from each of two springs and 8/18 of 1 cubic foot from
Quakenasp Creek,

in the County of Bannock and State of Idaho, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted from Spring No. 1 in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and from
Spring No. 2 in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 28 in T. 12 S., R. 37 E. B. M. and from Quakenasp
Creek in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 27, in T. 12 S., R. 37 E. B. M.; water is emptied into Cherry
Creek in the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 29 from whence water is again diverted in the SE $\frac{1}{4}$ of
NE $\frac{1}{4}$ of Sec. 18, in T. 12 S., R. 37 E. B. M., and conducted to and upon 20 acres in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$
~~and conducted to and upon~~ Sec. 7, T. 12 S., R. 37 E. B. M.

for the purpose of irrigation and domestic use, subject, however, to the laws of the
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local
or community customs, rules and regulations which have been or may be adopted from time to time by
a majority of the users from a common source or supply, canal or lateral from which such water may
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 17th day of November,
A. D. nineteen hundred and fourteen.

Herbert Wing.

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho

1. Name of applicant: Rastus Bloxham

Postoffice address: Downey

County: Bannock

State: Idaho

I. If applicant is a corporation, give

- (a) Date and place of incorporation;
- (b) The amount of capital stock;
- (c) The amount paid in;
- (d) Names and addresses of directors;

II. The financial resources of the applicant are: (a) Cash on hand:

- (b) Treasury stock;
- (c) Bonds to be issued;
- (d) Other resources:

2. The quantity of water claimed is 5/9 cubic feet per second.

3. Source of water supply: Quakenasp Creek and two unnamed Springs.

4. Location of point of diversion: SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Sec. 27, T. 12 S. R. 37 E. B. M.

County of Bannock

5. To be used for: Irrigation

I. Irrigation and domestic use: (a) Amount of land to be irrigated: 40 acres.
(b) In the following legal subdivisions: SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ Sec. 7, T. 12 S. R. 37 E. B. M.

II. Mining, milling, power, manufacturing, transportation or other purposes:

[a] At what point:

[b] Amount of power to be generated:

H. P. under

ft. head

[c] Is water to be returned to any stream?
return:

[d] If so, name stream and locate point of

6. Estimated cost of works: \$200.00

7. Description of works for diversion:

I. Kind of works: Ditches

II. Dimensions of works:

[a] Height of dam none feet, length of dam at top 0 feet,

length of dam at bottom 0 feet. Material used in construction: Earth

[b] Capacity of reservoir none acre feet. (c) Size of headgate, width 0 feet,

Height 0 feet. (d) Conduit ditch width at bottom 1 $\frac{1}{2}$ feet,

width at water line 2 feet, depth of water 3/4 feet, diameter of pipe

0 inches, average grade per mile is 20 feet. Length of conduit is 4 $\frac{1}{2}$ miles, and it crosses the following quarter sections, SW $\frac{1}{4}$, Sec. 27; the South half of Sec. 28; the East half of Sec. 29; the West half of Sec. 20; the West half of Sec. 17; the NE $\frac{1}{4}$ of Sec. 18 and the SE $\frac{1}{4}$ of Sec. 7, the short ditch on the west of Cherry Creek crosses the NE $\frac{1}{4}$ of Sec. 18

8. The time required for the completion of the construction of such work is 0 years.

9. Time required for the complete application of the water to the proposed use is no additional years.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Rastus Bloxham

Applicant.

By R. H. Palmer

Agent.

Date of first receipt at office of State Engineer 9.00 A. M. February 16, 1914.

Returned to applicant for correction February 17, 1914.

Corrected application received March 4, 1914.

APPROVAL OF STATE ENGINEER

The number of this permit is 10034

Recorded in Book 33 Page 10034 Approved March 13, 1914.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions.

Bond in the sum of to be filed on or before

Work to begin on or before May 12, 1914 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before June 13, 1914.

The whole of said work to be completed on or before September 13, 1914.

Beneficial use of water appropriated in accordance herewith, to be made on or before September 13, 1914.

Witness my hand this 13th day of March, 1914.

F. P. KING, State Engineer.

Remarks. The work on this ditch has been completed and the water used for some time. This application is now made for the purpose of proving up on a Desert Entry.

The water used on the south side of the tract irrigated is turned into Cherry Creek in the NE $\frac{1}{4}$ of Sec. 29 and is taken out in the NE $\frac{1}{4}$ of Sec. 18 all in T. 12 S. R. 37 E. B. M.

Under Par. 7 II, a. There is no dam. The water is merely taken out of the ditch by a lateral leading from it.

One of the unnamed springs is located in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the other in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, both in Sec. 28, T. 12 S., R. 37 E. B. M. The amount of water claimed from each is about 1/18 of a second foot. Both the above named springs are entirely on government land.

Proof of completion of works made July 2, 1914.

Certificate of completion of works issued July 28, 1914.

Permit 10734.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Rasmus Bloxham, of Downey, County of Bannock and State of Idaho, the holder of Permit No. 10734, issued upon Application No. 14843, bearing date of priority of February 16, 1914, authorizing the diversion of 1/18 of 1 second foot of the waters of each of two springs and 8/18 of 1 second foot of the waters of Quakenasp creek, County of Bannock, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the law of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said permit; that said works are adequate for diverting and conveying to the place of intended use 10/18 of 1 second foot of the waters of Quakenasp creek and two springs; that the points of diversion of said waters are as follows: From Quakenasp creek in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 27; From Spring No. 1, in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and from Spring No. 2, in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 28, T.12 N., R. 37 E. S. 1., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 7, T. 12 N., R. 37 E. S. 1., containing 40 acres.

Witness my hand this 28th day of July, A. D. 1914.

E. P. King,

State Engineer of the State of
Idaho.

License issued for *5/8* second foot

4/10/1914

1152

REPORT OF ENGINEER

1. State name of applicant and number of permit: Pastus Bloxham Per. No 10034
2. State source of water supply: Quaken asp Hollow and two Springs
3. Location of point of diversion: SE 1/4 SW 1/4 Sec 27 thence to Cherry Creek
at NW 1/4 NE 1/4 Sec. 29 Then: from Cherry Creek in SE 1/4 NE 1/4 Sec 18
All in T 12 S R 37 E B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit:

They are

5. Describe works as they exist, giving dimensions of same as follows:

- (a) Width of conduit at bottom: 1 1/2 feet
- (b) Width at water line: 2 "
- (c) Depth of water: 3/4 "
- (d) Grade per mile: 20 "
- (e) Capacity of ditch: About 4 second feet.

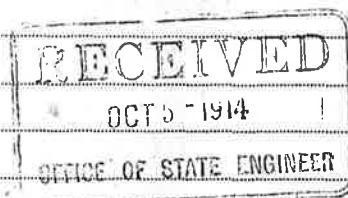
6. State whether or not water has been turned into works of diversion and if so, to what extent:

It has -- About 2 Sec. ft.

7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: 20 ACRES - SE 1/4 SW 1/4 Sec. 7 T 12 S R 37 E B.M.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:



Examined Sept 27 - 1914

T. G. Bantz

STATE OF IDAHO,

County of _____ } ss.

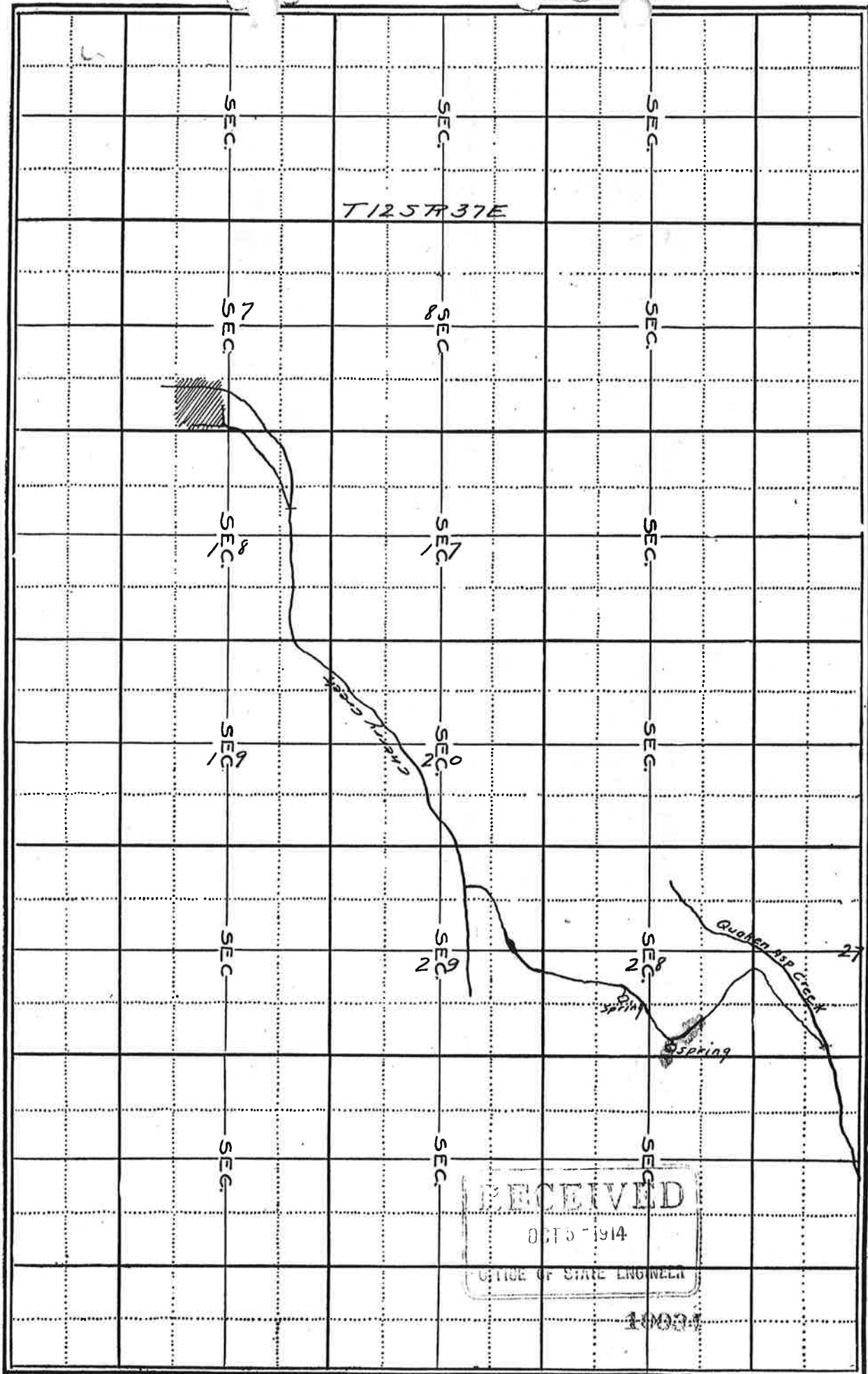
_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

Notary Public.

10034



AJ5809NP
No. A29-02174

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 42

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LOIS H MORRILL 1118 10TH ST OGDEN UT 84404 (801) 392-4112	02/16/1914	IRRIGATION	04-01 11-01	0.560 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	0.560 CFS	50.00 AFA
C	BONNIE H SIMMONS 3005 E CHAUCER PL SALT LAKE CITY UT 84108 (801) 581-0930					
C	RICHARD N HARTVIGSEN 1023 E MILLSTREAM WAY BOUNTIFUL UT 84010 (801) 299-1771					
C	M KIP HARTVIGSEN 137 MILL HOLLOW RD REXBURG ID 83440 (208) 356-0568					
C	REED AND DORIS HARTVIGSEN FAMILY TRUST 649 E CENTER ST BOUNTIFUL UT 84010 (801) 295-0844					

Water Source: ASPEN CREEK

Tributary to: MARSH CREEK

Stage: LICENSE

Point(s) of Diversion:

T12S R37E S27

SESW

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
12S	37E	27	:					:					:					:						:		
			:					:			03		:		05	08		:						:	20.0	
																							TOTAL ACRES	20.0		

POU County: BANNOCK

Non-Irrigation Uses: NONE

Other Rights: A29-11182

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
29-11808 A29-02176 A29-02177 A29-11182 A29-11808

Other Water Rights Listing Overlapping Place(s) of Use:
A29-11182

AJ5809NP
No. A29-02174

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/24/00
PAGE: 43

Remarks: GEN ASPEN CK. KNOWN LOCALLY AS QUAKENASP CK.
CHANGE OF OWNERSHIP 6/15/94 SC
CHANGED OWNERSHIP PER REQUEST./AJ/2-13-1998

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 29H Field Inspection Flag:
Presumption Flag:

Audit: 04/11/90 WILSON 06/02/94 COX 06/15/94 COX 07/06/94 THOMPSON
03/29/95 POST-STD 02/13/98 AJONES



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 13, 1998

HARTVIGSEN ET AL
649 E CENTER ST
BOUNTIFUL UT 84010

RE: CHANGE IN OWNERSHIP FOR A29-02174, A29-02176,
A29-11182

Dear Claimant:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Autumn Jones
Records Clerk

Enclosure: Notice(s) of Claim

COPY

RECEIVED

JAN 20 1998

Department of Water Resources
Eastern Region

RECEIVED

JAN 08 1998

Department of Water Resources

December 23, 1997

Danni M. Smith
SRBA Sr. Secretary
Idaho Department of Water Resources
1301 North Orchard Street
P.O. Box 83720
Boise, Idaho 83720-0098

1/15/98
Ernie, I sent
the D+S (A29-12777)
down to your office
in November.
So, please &
thanks.
Danni

Re: Snake River Basin Adjudication
Water Right Nos. A29-02174, A29-02176, A29-11182, and A29-12777

Enclosed are the completed ownership change forms on the above-referenced water rights as requested. It took much more time than expected to locate the deed upon which this change is based. I hope this has not delayed you in any manner.

Please let me know if you need any additional information.

Sincerely,

Richard N. Hartvigsen

Richard N. Hartvigsen

1023 E. Millstream Way
Bountiful, Utah 84010
(801) 299-1771

RECEIVED

JAN 08 1998

Department of Water Resources

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: A29-02174, A29-02176, A29-11182
Adjudication Claim No(s).: _____
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant { Virgil B. Hartvigsen Trust OR Reed & Doris Hartvigsen
1023 East Millstream Way Family Trust
4. New Owner/Claimant(s) { Bountiful, Utah 84010 649 East Center Street
New Mailing Address { Name Connector (Check one): [] and, ☒ or, [] and/or
Bountiful, Utah 84010
City, State and ZIP Code { [See Attached Sheet]
New Telephone Number { () _____
5. Date you acquired the property March 15, 1993
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. [Not Applicable]
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Richard N. Hartvigsen
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

Attachment to Notice of Change of Water Right Ownership Form

1. Water Right No(s).: **A29-02174, A29-02176, and A29-11182**
- 2C. [Explanation: The attached maps are copies of the maps attached to the original claims. There has been no change as a result of this conveyance.]
4. New Owners/Claimants:

**Lois H. Morrill
1118 10th Street
Ogden, Utah 84404
(801) 392-4112**

**or Bonnie H. Simmons
3005 E. Chaucer Place
Salt Lake City, Utah 84108
(801) 581-0930**

**or Richard N. Hartvigsen
1023 E Millstream Way
Bountiful, Utah 84010
(801) 299-1771**

**or M. Kip Hartvigsen
137 Mill Hollow Road
Rexburg, Idaho 83440
(208) 356-0568**

**or Reed and Doris Hartvigsen Family Trust
649 E Center Street
Bountiful, Utah 84010
(801) 295-0844**

[Explanation: The interest of the Virgil B. Hartvigsen Trust has been conveyed to the beneficiaries of that Trust, i.e., the first four owners listed above. The interest of the Reed and Doris Hartvigsen Family Trust remains unchanged.]

93005359

93005359

Mail Tax Notice to:
Richard N. Hartvigsen
1023 East Millstream Way
Bountiful, Utah 84010

3-1

JEFFS & JEFFS

'93 APR 22 A8:40

GFF

585

FEE

9.00

m

TRUSTEE'S DEED OF DISTRIBUTION

THIS DEED, made by Richard N. Hartvigsen, as Trustee of the Milton F. and Virgil B. Hartvigsen Family Trust Agreement dated the 12th day of August, 1982, Grantor, to Lois H. Morrill, Bonnie H. Simmons, Richard N. Hartvigsen and Milton Kip Hartvigsen, 1023 East Millstream Way, Bountiful, Utah 84010, Grantees.

WHEREAS, Grantor is the Trustee of the above described trust, and

WHEREAS, Grantees are entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantor conveys and release^s to Grantees the following described real property in Bannock County, Idaho;

SEE ATTACHED EXHIBIT "A"

with all appurtenances.

DATED and signed this 15 day of March, 1993.

Richard N. Hartvigsen

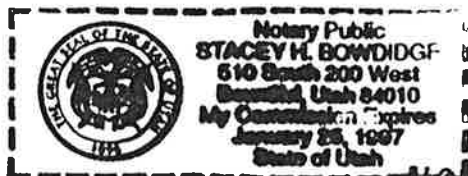
Richard N. Hartvigsen, Trustee of the
Milton F. and Virgil B. Hartvigsen Family
Trust dated the 12th day of August, 1982

STATE OF UTAH)

: SS

COUNTY OF UTAH)

On the 15th day of March, 1993, personally appeared before me Richard N. Hartvigsen, Trustee of the Milton F. and Virgil B. Family Trust Agreement dated the 12th day of August, 1982, the signer of the foregoing instrument, who acknowledged to me that he executed the same.



Stacey H. Bowdidge

Notary Public

Residing at Bountiful

NOTARY SEAL

3-2

93005359

The interest of Grantor in and to the following described parcels of property:

That portion of the Southeast quarter of the Northeast quarter of Section 28 Township 12 South, Range 37 East, Boise Meridian lying West of the centerline of Quaking Aspen Creek containing approximately 37 acres.

That portion of the Northwest quarter of Section 27 Township 12 South, Range 37 East, Boise Meridian lying West of the centerline of Quaking Aspen Creek containing approximately 8 acres.

That portion of the North half of the Southwest quarter of Section 27 Township 12 South, Range 37 East, Boise Meridian, lying West of the centerline of Quaking Aspen Creek containing approximately 40 acres.

And the Southwest quarter of the Southwest quarter of Section 27 and the East half of the Southeast quarter of Section 28 all in Township 12 South, Range 37 East, Boise Meridian containing approximately 120 acres.

Beginning at the Southwest corner of Section 27, Township 12 South, Range 37 East, Boise Meridian; thence West along Section line 1320 feet; thence North 3960 feet; thence East 920 feet; thence South $43^{\circ} 29'$ East 1744.54 feet; thence South $25^{\circ} 10'$ East 683.0 feet; thence South $43^{\circ} 30'$ East 569.0 feet; thence South $12^{\circ} 30'$ East 350.0 feet; thence West 240.0 feet; thence South 1320 feet; thence West 1320 feet to the point of beginning.

Beginning at the Southwest corner of Section 27, Township 12 South, Range 37 East, Boise Meridian; thence West along Section line 1320 feet; thence North 3960 feet; thence East 920 feet more or less; thence Southeasterly 3480 feet more or less along the center line of Aspen Creek; thence West 240 feet more or less; thence South 1320 feet; thence West 1320 feet to point of beginning.

The North half of the Southwest Quarter and the Southeast Quarter of the Southwest Quarter of Section Twenty-seven (27) in Township Twelve (12) South of Range Thirty-seven (37) East of the Boise Meridian, in Idaho, containing One Hundred Twenty (120) Acres.

Also the Southwest Quarter of Southwest Quarter of Section twenty-seven (27), Southeast Quarter of Northeast Quarter and East half of Southeast Quarter of Section Twenty-eight (28), all in Township Twelve (12) South, of Range Thirty-seven (37), East Boise Meridian, containing One Hundred Sixty (160) acres.

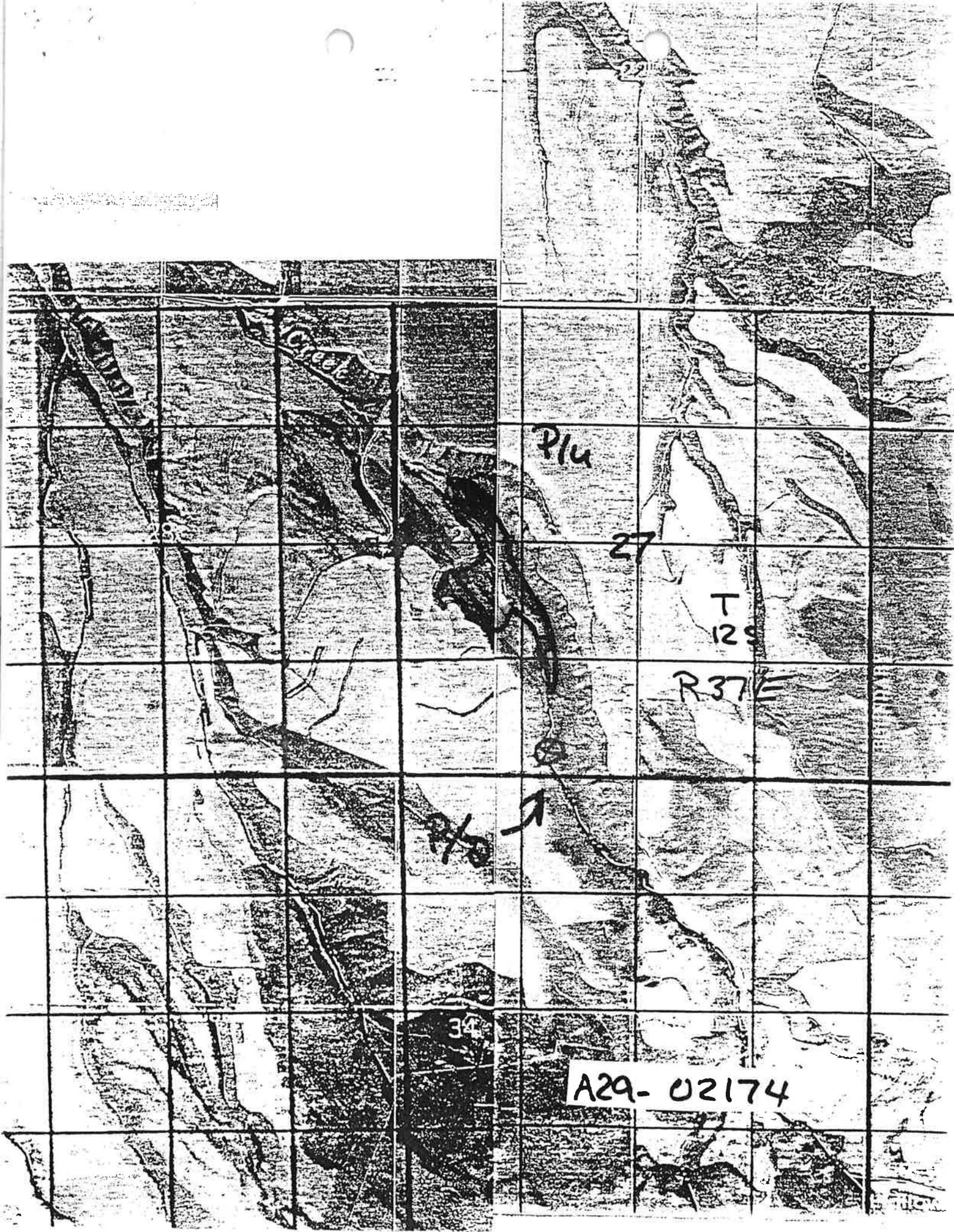
3-3

93005359

Also, the Northwest Quarter of Section Twenty-seven (27) in Township Twelve (12) South of Range Thirty-seven (37) East of Boise Meridian in Idaho and containing One Hundred Sixty (160) acres.

Together with all interest of Grantor in the water and water rights used or acquired and appurtenant to the real property hereinabove described, including the culinary systems and pipe lines together with all interest of Grantor in Quaking Aspen Irrigation Water.

All interest of Grantor in and to an undivided one-sixth (1/6) interest in and to all the waters of Aspen Creek, Bannock County, Idaho, formerly owned by Glen Henderson and Jennie Henderson to be used and become appurtenant to the West one-half (1/2) of Section 27, Township 12 South, Range 37 East, Boise Meridian and as described in that certain Quit-Claim Deed dated October 15, 1962, recorded as Entry No. 385328.



Creek

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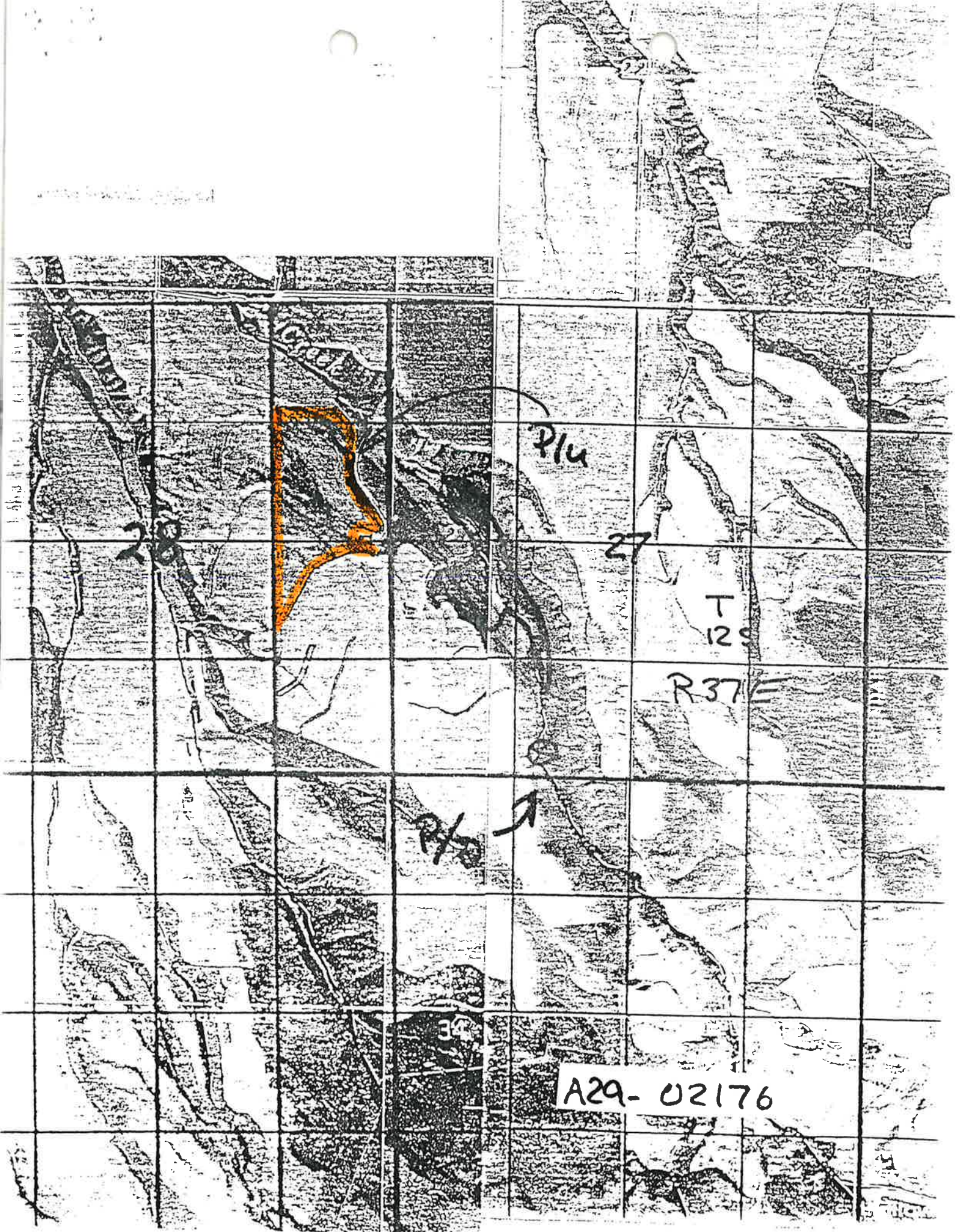
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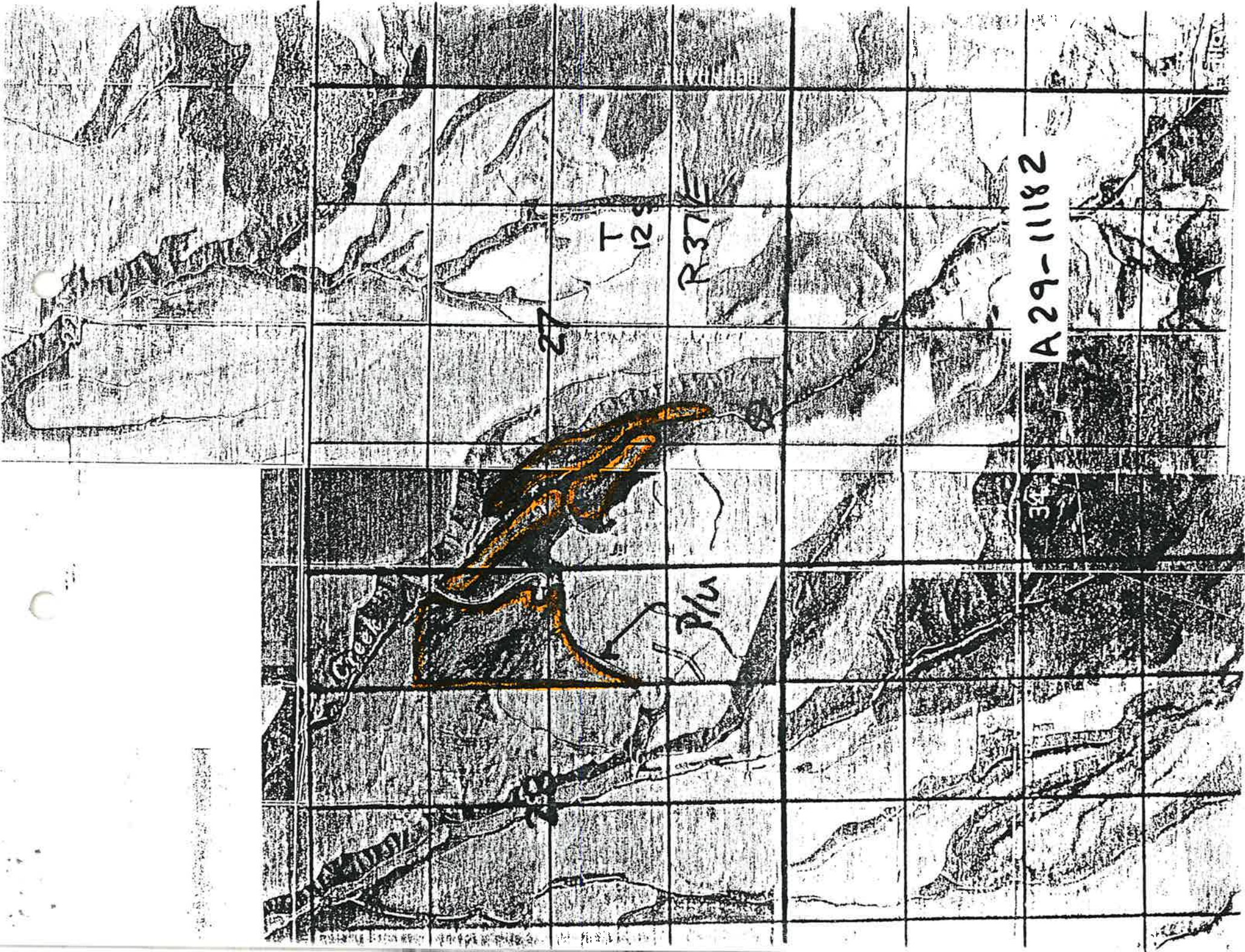
R37

34

A29-02174



A29-02176



A29-11182

July 6, 1994

ATTN DAVID HARTVIGSEN
NIELSEN & SENIOR
60 E SOUTH TEMPLE SUITE 1100
SALT LAKE CITY UT 84111

Re: Address and Attorney Changes for A29-04352, A29-04353,
A29-04354, A29-11808, A29-02174, A29-02176 and A29-11182.

Dear Mr. Hartvigsen:

Please find enclosed copies of E. Jay Hartvigsen's Notices showing the new address in Downey, ID.

I have also enclosed a print out of the computer screen showing David Hartvigsen and Harold Ranquist as the attorneys for all of the claims mentioned above. I apologize for the inconvenience this may have caused but we now are insured that the addresses and the attorney of record are correct for all of the claims.

Please do not hesitate to contact this office if you have any further questions regarding this matter.

Respectfully,

Gregory J. Taylor
Sr. Water Agent, Adjudications

Enclosures

MICROFILMED
NOV 14 1996

NIELSEN & SENIOR

Attorneys & Counselors
Since 1882

Arthur H. Nielsen
Gary A. Weston
Earl Jay Peck
Harold A. Ranquist^{co}
Neil R. Sabin
R. Dennis Ickes⁺
Harold C. Verhaaren
Mark H. Anderson^{*}
B. Kent Ludlow
Richard M. Hymas
John K. Mangum
Richard K. Hincks
Noel S. Hyde
Robert P. Faust
J. Craig Smith[•]
Jay R. Mohlman
David B. Hartvigsen⁺
Marilynn P. Fineshriber
Steven F. Allred[®]

Suite 1100, Eagle Gate Plaza & Office Tower
60 East South Temple, Salt Lake City, Utah 84111
Post Office Box 11808, Salt Lake City, Utah 84147
Telephone: (801) 532-1900 — Telecopier (801) 532-1913

A Professional Corporation

Edwin W. Senior (1862-1925)
Clair M. Senior (1901-1965)

Of Counsel
Raymond T. Senior
Milton J. Morris

Also Licensed to Practice in
• Arizona
• California
• Colorado
• Idaho
• Navajo Bar
• New Mexico
• Washington, D.C.

July 1, 1994

RECEIVED
JUL - 5 1994

Department of Water Resources
Eastern District Office

Gregory J. Taylor
Senior Resource Agent, Adjudication
Department of Water Resources
State of Idaho
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718

Re: Address and Attorney Changes for Water Nos. 29-4352, 29-4353, 29-4354,
29-11808, 29-02174, 29-02176, and 29-11182

Dear Mr. Taylor:

Thank you for sending the forms necessary to effectuate changes concerning the above referenced water rights. Enclosed are the following completed forms:

1. Change in Address Form for E. Jay Hartvigsen for Water Right Nos. **29-4352**, **29-4353**, and **29-4354** signed by E. Jay Hartvigsen.
2. Claimant Acknowledgement of Change in Attorney in SRBA for Water Right Nos. **29-4352**, **29-4353**, and **29-4354** signed by E. Jay Hartvigsen.
3. Claimant Acknowledgement of Change in Attorney in SRBA for Water Right Nos. **29-02174**, **29-02176**, **29-11182**, and **29-11808** signed by Reed W. Hartvigsen, as Trustee for the Reed and Doris Hartvigsen Family Trust.

In your letter, you stated that IDWR does not have any records of any counsel representing these claimants. I am not certain with respect to some of Reed W. Hartvigsen's water rights, however, I have the yellow claimant copies for all of Jay's water rights and for one of Reed's (29-11808) and they each show Harold A. Ranquist and myself as having entered an appearance at the time the notices of claim were filed. That notwithstanding, I have enclosed the requested Change in Attorney forms so that there will be no question as to these water rights.

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NOV 14 1996

Gregory J. Taylor
July 1, 1994
Page -2-

I would appreciate receiving copies of E. Jay Hartvigsen's notices of claim showing his new address as well as something documenting our appearance as legal counsel. Again, if you have any questions concerning any of these changes, please contact me. Thank you for your assistance.

Very truly yours,



David B. Hartvigsen

DBH:st

Enclosures

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NOV 14 1996

Claimant Acknowledgement of Change in Attorney in Snake River Basin Adjudication (SRBA)

RECEIVED
JUL - 5 1994

Name(s) of Claimant (please print):

Reed and Doris Hartvigsen Family Trust
I/we acknowledge (check one):

Department of Water Resources
Eastern District Office

☐ The attorney formerly representing me has withdrawn and I/we will be representing myself/ourselves.

☒ I/we are now represented by the attorney at the address below.

David B. Hartvigsen & Harold A. Ranguist
Nielsen & Senior
60 E. South Temple, Suite 1100
Salt Lake City, Utah 84111
Attorney's Phone (801) 532-1900

The SRBA water right claim notice(s) affected by this change are listed below or on the attached sheet(s).

A29-11808 A29-02174 A29-02176 A29-11182

For Individuals:

Authorized signature(s) Date _____

For Organizations:

I am Trustee of Reed and Doris Hartvigsen Family Trust, and I

Title

Organization

have signed the foregoing document in the space below as

Trustee of Said Trust

Title

Organization

Signature of Authorized Agent Reed W Hartvigsen

Title Trustee

Date

29 June 1994

Organization Reed and Doris Hartvigsen Family Trust

X

X

IDWR Use:

Date Received _____

Data Entry _____

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NOV 14 1996

JUNE 16, 1994

NIELSEN & SENIOR
60 E SOUTH TEMPLE, SUITE 100
SALT LAKE CITY UT 84111

RE: CHANGE OF OWNERSHIP FOR A29-11808, A29-02174, A29-02176
AND A29-11182

Dear Mr. David B Hartvigsen:

The request for Change of Ownership concerning your Notices of Claim in the above reference have been processed and copies of the Notices are enclosed.

Your letter also indicated that you now represent three (3) claimants in the Snake River Basin Adjudication (SRBA). Because we do not have records of any counsel representing the claimants, IDWR needs confirmation from the claimants. Blank forms are enclosed for your convenience. We will need one signed by E Jay Hartvigsen and one signed by a representative of the Reed and Doris Hartvigsen Trust.

We have also enclosed a "Change of Address" form that when completed will allow us to change the address on E Jay Hartvigsen's claims.

The department apologizes for any inconvenience and if you have any questions please do not hesitate to contact this office.

Respectfully submitted,

Gregory J. Taylor
Senior Resource Agent, Adjudication

GJT:sc

Enclosure

MICROFILMED
NOV 14 1995



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

JUN 15 1994

Department of Water Resources
Eastern District Office

DATE OF CLOSING: May 25, 1994

LEGAL DESCRIPTION OF PROPERTY: Township 15 South Range 37 East
Sections 27 & 28, 1/4 of 1/4 of 1/4, Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet. see Attached Deed.

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
Assigned by IDWR: A29-02174, A29-02176, A29-11182 OK
- [] Name and Address of Former Owner/Claimant(s)(Seller): Reed W. Hartvigsen OR Virgil B. Hartvigsen Trust
649 E. Center Street 1023 E. Millstream
Bountiful, Utah 84010 Bountiful, Utah 84010
- [] New Owner/Claimant (Purchaser): Reed and Doris Hartvigsen
Family Trust OR Virgil B. Hartvigsen Trust
- [] New Mailing Address: 649 E. Center Street 1023 E. Millstream
Bountiful, Utah 84010 Bountiful, Utah 84010
- [] New Telephone Number: (801) 295 - 0844 (801) 292 - 4625
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: Quit Claim Deed to Trust

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- [] Signature of New Owner/Claimant(s) Reed W Hartvigsen, Trustee Date 10 June 1994
Doris B Hartvigsen, Trustee Date 10 June 1994
- [] Signature of Former Owner/Claimant(s): Reed W Hartvigsen Date 10 June 1994
Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: By:
Further Action Needed:

Further Action Taken
Date: By:
Final Review and Data-Entry
Date: By:
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

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NOV 14 1996

Return after recording to:
Reed W. Hartvigsen
649 East Center Street
Bountiful, Utah 84010

QUIT CLAIM DEED SAGE HOLLOW FARM

REED WARD HARTVIGSEN and DORIS HARWOOD HARTVIGSEN, Grantors, hereby quit claim to REED WARD HARTVIGSEN and DORIS HARWOOD HARTVIGSEN, Trustees of the REED AND DORIS HARTVIGSEN FAMILY TRUST, dated May 25, 1994, Grantees, for valuable consideration, all of Grantors' interest in following described real property in Bannock County, State of Idaho, commonly known as the Sage Hollow Farm and more particularly described as follows:

the West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 15, Township 12 South, Range 37 East, Boise Meridian, containing 80 acres more or less; and

the tract beginning at the Northwest corner of Section 27, Township 15 South, Range 37 East, Boise Meridian; thence East along the section line 2640 feet, South 5280 feet, West 1320 feet, North 1320 feet, East 240 feet, North 12°30' West 350 feet, North 43°30' West 569 feet, North 25°10' West 683 feet, North 43°29' West 1744.54 feet, East 400 feet, North 1320 feet along west line of said section to the point of beginning, containing 236.59 acres more or less.

Together with all improvements, water rights, and other appurtenances thereto.

WITNESS the hands of said Grantors this 25th day of May, 1994.

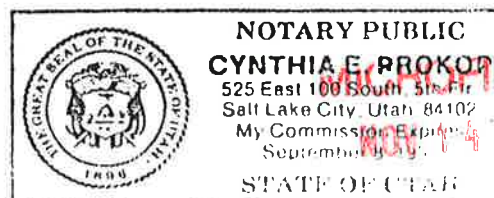
Reed Ward Hartvigsen
Reed Ward Hartvigsen

Doris Harwood Hartvigsen
Doris Harwood Hartvigsen

STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

SUBSCRIBED AND SWORN to before me this 25th day of May, 1994.

Cynthia E. Prokop
Notary Public



NOTARY PUBLIC

CYNTHIA E. PROKOP

525 East 100 South, Suite 110

Salt Lake City, Utah 84102

My Commission Expires

September 1995

STATE OF UTAH

**NIELSEN
& SENIOR**
Attorneys & Counselors
Since 1882

Arthur H. Nielsen
Gary A. Weston
Earl Jay Peck
Harold A. Ranquist^{co}
Neil R. Sabin
R. Dennis Ickes[†]
Harold C. Verhaaren
Mark H. Anderson^{*}
B. Kent Ludlow
Richard M. Hymas
John K. Mangum
Richard K. Hincks
Noel S. Hyde
Robert P. Faust
J. Craig Smith^{*}
Jay R. Mohlman
David B. Hartvigsen^{††}
Marilynn P. Fineshriber
Steven F. Allred^o
Patricia L. LaTulippe

Suite 1100, Eagle Gate Plaza & Office Tower
60 East South Temple, Salt Lake City, Utah 84111
Post Office Box 11808, Salt Lake City, Utah 84147
Telephone: (801) 532-1900 — Telecopier (801) 532-1913

June 13, 1994

RECEIVED
JUN 15 1994

Department of Water Resources
Eastern District Office
A Professional Corporation

Edwin W. Senior (1862-1925)
Clair M. Senior (1901-1965)

Of Counsel
Raymond T. Senior
Milton J. Morris

Also Licensed to Practice in
o Arizona
• California
‡ Colorado
X Idaho
† Navajo Bar
o New Mexico
• Washington, D.C.

Department of Water Resources
State of Idaho
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718

Re: Address Changes and Ownership Changes

Dear Sirs:

This letter is to inform the Department of Water Resources of certain address and ownership changes with respect to the following water rights:

1. With respect to Water Right Nos. 29-4352, 29-4353, and 29-4354, Mr. E. Jay Hartvigsen has moved from 1045 E. Claremont Dr., Bountiful, Utah to Downey, Idaho. His new mailing address is:

P.O. Box 267
Downey, Idaho 83234

2. With respect to Water Right Nos. 29-02174, 29-02176, 29-11182, and 29-11808, Mr. Reed W. Hartvigsen has established a living trust in connection with some estate planning and has transferred all of his interest in the above water rights and the land associated therewith to his new living trust. Enclosed are two completed change of ownership forms with copies of the quit claim deed to the trust attached. As a result of this change, the joint owners of Water Right Nos. 29-02174, 29-02176, and 29-11182 are:

The Reed and Doris Hartvigsen Family Trust OR The Virgil B. Hartvigsen Trust
and the sole owner of Water Right No. 29-11808 is:

The Reed and Doris Hartvigsen Family Trust.

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NOV 14 1996

June 13, 1994

Page -2-

3. Finally, there has been an address change with respect to counsel of record for each of the foregoing water rights. This change is as follows:

Formerly: David B. Hartvigsen and Harold A. Ranquist
WHEATLEY & RANQUIST
60 E. South Temple, Suite 1225
Salt Lake Utah, 84111
(801) 237-1700

Presently: David B. Hartvigsen and Harold A. Ranquist
NIELSEN & SENIOR
60 E. South Temple, Suite 1100
Salt Lake Utah, 84111
(801) 532-1900

Please make these changes on your records. If you have any questions concerning any of these changes, please call me. Thank you.

Very truly yours,



David B. Hartvigsen

DBH:st

Enclosures

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NOV 14 1996

MAY 31 2001

50

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-02174
Date Received: 4/ 9/1990
Receipt No: E012986
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name:	VIRGIL B HARTVIGSEN TRUST	801-292-4625
Address:	1023 E MILLSTREAM BOUNTIFUL UT 84010	
OR		
Name:	REED AND DORIS HARTVIGSEN FAMILY TRUST	208-295-0844
Address:	649 E CENTER ST BOUNTIFUL UT 84010	

2. Date of Priority: FEB 16, 1914

3. Source: ASPEN CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12S	37E	27	SE	SW			BANNOCK

5. Description of diverting works:
HEADGATE TO DITCH FOR GRAVITY IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.560		

7. Total Quantity Appropriated is:
0.560 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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NOV 14 1996

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
12S	37E	27	SW		NW		IRR	3.2
			NE		SW		IRR	5.0
			NW		SW		IRR	8.8
			SE		SW		IRR	3.0
Section Acres								20.0
Total Acres								20.0

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A29-11182

14. Remarks:
ASPEN CK. KNOWN LOCALLY AS QUAKENASP CK.
*
CHANGE OF OWNERSHIP 6/15/94 SC

15. Basis of Claim: LICENSE

Water Right Number: 10034

MICROFILMED
NOV 14 1996

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE: THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-02174
Date Received: 4/09/1990
Receipt No: E012986
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: REED W. HARTVIGSEN 801-295-0844
Address: 649 EAST CENTER STREET
BOUNTIFUL, UT 84010

OR
Name: VIRGIL B. HARTVIGSEN 801-225-6868
Address: 206 EAST 4735 NORTH
PROVO, UT 84604

2. Date of Priority: FEB 16, 1914

3. Source: ASPEN CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
12S	37E	27	SE SW		BANNOCK

5. Description of diverting works:
HEADGATE TO DITCH FOR GRAVITY IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.560		

7. Total Quantity Appropriated is:
0.560 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A2902174



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
12S	37E	27	SW		NW		IRR	3.2
			NE		SW		IRR	5.0
			NW		SW		IRR	8.8
			SE		SW		IRR	3.0
Section Acres								20.0
Total Acres								20.0

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A29-11182

14. Remarks:
ASPEN CK. KNOWN LOCALLY AS QUAKENASP CK.

15. Basis of Claim: LICENSE
Water Right Number: 10034

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Reed W. Hartvigsen Date: 9 April 1990

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 9th day

of apr. 19 90

Betty J. Thompson
Notary Public

Seal

Residing at BETTY J. THOMPSON, NOTARY PUBLIC

RESIDING AT IDAHO FALLS, IDAHO

My Commission Expires MY COMMISSION EXPIRES: 6-30-94

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A29-02174	12S 37E	27		SE	SW			BANNOCK		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX	R PREFIX
A29-02176	29-11808
A29-02177	
A29-11182	
A29-11808	

WR RECORDS IN SAME 40 ACRE TRACT

29-02175
29-02176
29-02177
29-02178
29-02187

SOURCE: ASPEN CREEK

TRIB: MARSH CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
29-02174	12S 37E	28		SW	SE			BANNOCK		
29-02174	12S 37E	28		NW	SW			BANNOCK		
29-02174	12S 37E	27		SE	SW			BANNOCK		

OTHER WR RECORDS WITH SAME WR POD

29-02175
29-02176
29-02177
29-02178
29-02187

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX	R PREFIX
A29-02176	29-11808
A29-02177	
A29-11182	
A29-11808	

SOURCE: SPRINGS
ASPEN CREEK

TRIB: ASPEN CREEK
MARSH CREEK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

12S
37E
SESW

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE?

Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM?

Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM)

Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY BANNOCK	DIVERSION NAME	DIVERSION NBR
12S	37E	27		SE	SW					
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

=====

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

A. ROOT WATER RIGHT NUMBERS: A29-02174

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
12S	37E	27	SW	NW		MORRILL, LOIS H	A29-02174 / 3.2	- /			
			SW	NW		HARTVIGSEN FAMILY TRUST, REED	A29-11808 /	- /			
			SW	NW		HARTVIGSEN FAMILY TRUST, REED	A29-11182 / 8.5	- /			
			SW	NW		HARTVIGSEN, DAVID B	29-11808 /	- /			
12S	37E	27	NE	SW		MORRILL, LOIS H	A29-02174 / 5.0	- /			
			NE	SW		HARTVIGSEN FAMILY TRUST, REED	A29-11182 / 6.2	- /			
12S	37E	27	NW	SW		MORRILL, LOIS H	A29-02174 / 8.8	- /			
			NW	SW		HARTVIGSEN FAMILY TRUST, REED	A29-11182 / 16.6	- /			
12S	37E	27	SE	SW		MORRILL, LOIS H	A29-02174 / 3.0	- /			
			SE	SW		HARTVIGSEN FAMILY TRUST, REED	A29-11182 / 3.0	- /			

ADDITIONAL POU FOUND

TOTAL ACRES A29-02174 20.00

POU COUNTY: BANNOCK

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N()

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A29-02174	ASPEN CREEK	MORRILL, LOIS H	0.560	0.028		
A29-11182	ASPEN CREEK	HARTVIGSEN FAMILY TRUST, REED	0.270	0.003		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A29-11808	DOMESTIC	HARTVIGSEN FAMILY TRUST, REED	FROM 01-01 TO 12-31	0.040 CFS	
29-11808	DOMESTIC	HARTVIGSEN, DAVID B	FROM 01-01 TO 12-31	0.040 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A29-11182

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y() N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N()

NOTES:

TOTAL ACRES: _____ N/A(____)

REVIEWED BY: _____ DATE: _____

DATE: 02/13/98
PAGE: 1

Remarks: GEN ASPEN CK. KNOWN LOCALLY AS QUAKENASP CK.
CHANGE OF OWNERSHIP 6/15/94 SC
CHANGED OWNERSHIP PER REQUEST./AJ/2-13-1998

COPY

AJ0749NP
No. A29-02174

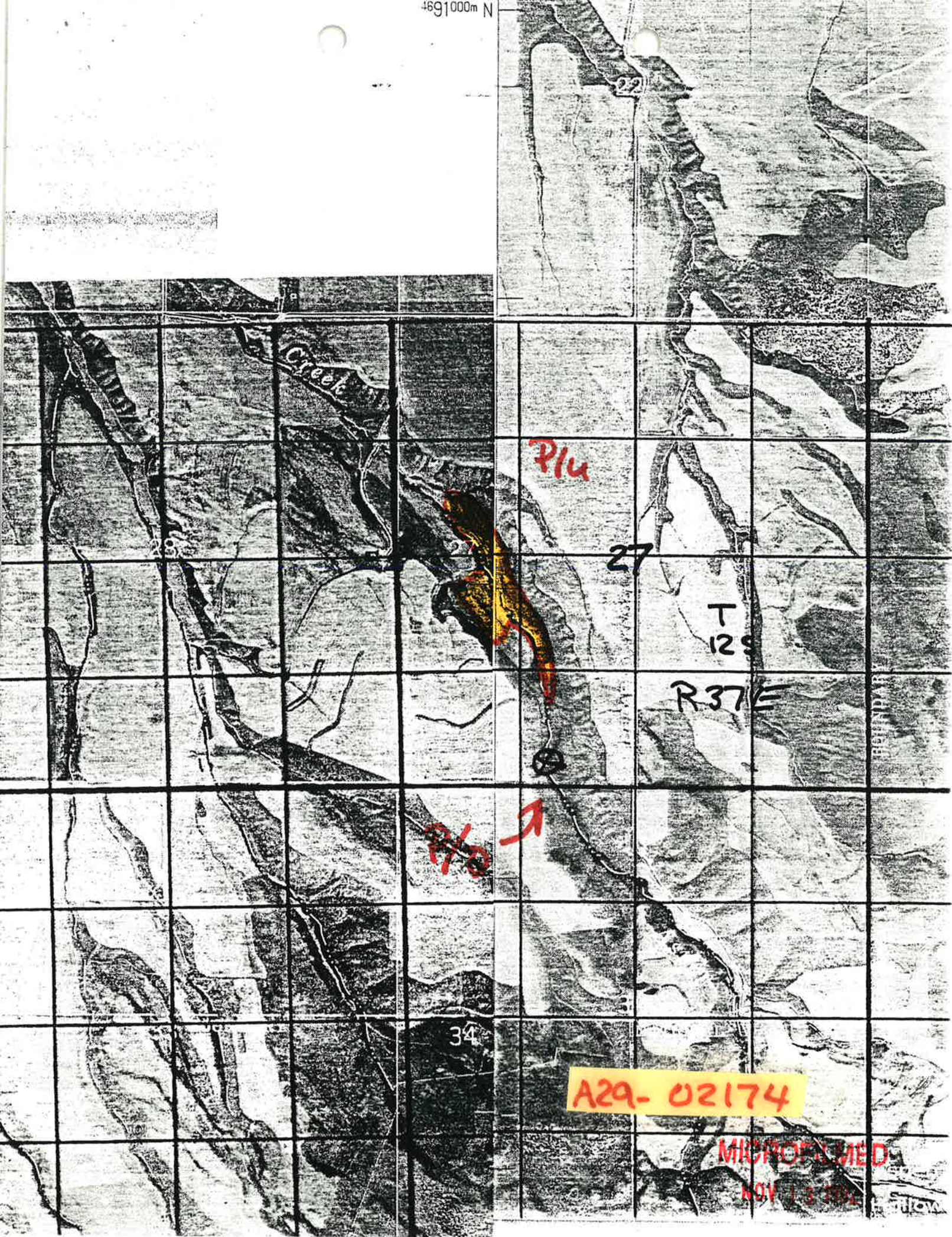
IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 02/13/98
PAGE: 2

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Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number: 29H	Field Inspection Flag: Presumption Flag:	

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A29-02174

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